

UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF MONTANA

In re

JASON WAGNER,

Debtor.

JOSEPH V. WOMACK, TRUSTEE,

Plaintiff,

-VS-

ST VINCENT HEALTHCARE,

Defendants.

Case No. **17-60364-7**

Adversary Proceeding No. **17-00080**

ORDER

At Butte this 18th day of December, 2017.

In this adversary proceeding the Plaintiff filed on December 18, 2017, a notice of dismissal. No answer or responsive pleading has been filed in this adversary proceeding. Rule 41(a)(1)(A)(i), applicable in adversary proceedings under F.R.B.P. 7041, permits dismissal by a plaintiff by filing a notice of dismissal at any time before service of a responsive pleading. Accordingly,

IT IS ORDERED that pursuant to Plaintiff's notice of dismissal filed on December 18, 2017, is granted and this adversary proceeding is **DISMISSED**.



Honorable Benjamin P. Hursh
U.S. Bankruptcy Judge